

IN THE SENATE

SENATE BILL NO. 1031

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO COMMERCIAL TRANSACTIONS; AMENDING SECTION 28-4-608, IDAHO CODE,
TO PROVIDE FOR AN EXCEPTION, TO ESTABLISH PROVISIONS RELATING TO CER-
TAIN REMITTANCE TRANSFERS AND TO ESTABLISH PROVISIONS RELATING TO THE
APPLICATION OF LAWS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 28-4-608, Idaho Code, be, and the same is hereby
amended to read as follows:

28-4-608. ~~EXCLUSION OF CONSUMER TRANSACTIONS GOVERNED BY FEDERAL LAW~~
~~RELATIONSHIP TO ELECTRONIC FUND TRANSFER ACT. (1) Except as provided in sub-~~
~~section (2) of this section, tThis part does not apply to a funds transfer~~
~~any part of which is governed by the electronic fund transfer act of 1978 (ti-~~
~~tle XX, public law 95-630, 92 stat. 3728, 15 U.S.C. section 1693 et seq.) as~~
~~amended from time to time.~~

(2) This part applies to a funds transfer that is a remittance transfer
as defined in the electronic fund transfer act (15 U.S.C. section 1693o-1) as
amended from time to time, unless the remittance transfer is an electronic
fund transfer as defined in the electronic fund transfer act (15 U.S.C. sec-
tion 1693a) as amended from time to time.

(3) In a funds transfer to which this part applies, in the event of an
inconsistency between an applicable provision of this part and an applica-
ble provision of the electronic fund transfer act, the provision of the elec-
tronic fund transfer act governs to the extent of the inconsistency.